

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

DAVID BEHRENS,

Plaintiff,

v.

KIMBERLY CLARK CORPORATION,
COTTONELLE, AMAZON.COM INC., STOP &
SHOP KEYPORT, JOHN DOES 1-30 (said names
fictitious, real names unknown) and ABC CORPS.
1-30 (said names fictitious, real names unknown),

Defendants.

Civil Action No.: 3:22-cv-01475

**Returnable April 3, 2023
Oral Argument Requested**

**NOTICE OF RENEWED MOTION TO DISMISS
PURSUANT TO FED. R. CIV. P. 12(B)(6) AND N.J.S.A. § 2A:58C-9 BY
THE STOP & SHOP SUPERMARKET COMPANY LLC**

PLEASE TAKE NOTICE that at 9:00 a.m. on April 3, 2023, or such other time and date The Stop & Shop Supermarket Company LLC, improperly plead as “Stop & Shop Keyport” (“Stop & Shop”), by and through its attorneys, Gordon Rees Scully Mansukhani LLP, will move before the Honorable Georgette Castner, U.S.D.J., United States District Court for the District of New Jersey, 402 East State Street, Trenton, New Jersey 08608, in the above matter for an Order dismissing the Complaint of Plaintiff David Behrens against Stop & Shop pursuant to Fed. R. Civ. P. 12(b)(6) and N.J.S.A. § 2A:58C-9.

PLEASE TAKE FURTHER NOTICE that in support of the within motion, Stop & Shop shall rely upon the Memorandum of Law and Affidavit of Joel Brissenden, submitted herewith.

PLEASE TAKE FURTHER NOTICE that oral argument is respectfully requested if

any opposition is submitted.

PLEASE TAKE FURTHER NOTICE that a proposed form of Order is submitted herewith.

Dated: February 27, 2023

GORDON REES SCULLY MANSUKHANI LLP
Attorneys for Defendants

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JoAnna M. Doherty, Esq.

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